IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.11654 of 2008
ANIL SINGH
Versus
STATE OF BIHAR
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2 **01.05.2008** Heard learned counsel for the petitioner and the learned counsel for the State.

Petitioner is an accused for offences punishable under Section 414 of the Indian Penal Code.

Learned counsel for the petitioner submits that although the allegation is that attache was stolen from the train and was recovered from the accused persons but no case has been lodged with respect to theft of any such attache and even in the instant case no charge-sheet has been submitted under Section 379 of the Indian Penal Code, hence it can not be said that the attache in question was stolen. Learned counsel for the petitioner further submits that petitioner has got no criminal antecedent and he is in custody since 27.10.2007.

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In the aforesaid facts and circumstances, this petition is allowed. Let petitioner namely Anil Singh be released on bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Railway Judicial Magistrate, Gaya in connection with G.R.P. Case No. 160 of 2007.

Vikash/- **(S.N. Hussain, J.)**